

# House Amendment 8031

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1 1 Amend House File 2239 as follows:  
1 2 #1. Page 4, by inserting after line 8 the  
1 3 following:  
1 4 <Sec. \_\_\_\_\_. Section 256.11, subsection 10,  
1 5 paragraph b, subparagraph (1), Code Supplement 2007,  
1 6 is amended by adding the following new subparagraph  
1 7 subdivision:  
1 8 NEW SUBPARAGRAPH SUBDIVISION. (f) In response to  
1 9 notification from the board of educational examiners  
1 10 or a principal that an arrest of a school employee has  
1 11 been reported pursuant to section 280.29.>  
1 12 #2. Page 9, by inserting after line 33 the  
1 13 following:  
1 14 <Sec. \_\_\_\_\_. Section 272.2, subsection 14, paragraph  
1 15 a, Code Supplement 2007, is amended to read as  
1 16 follows:  
1 17 a. The board may deny a license to or revoke the  
1 18 license of a person upon the board's finding by a  
1 19 preponderance of evidence that either the person has  
1 20 been convicted of a crime or that there has been a  
1 21 founded report of child abuse against the person.  
1 22 Rules adopted in accordance with this paragraph shall  
1 23 provide that in determining whether a person should be  
1 24 denied a license or that a practitioner's license  
1 25 should be revoked, the board shall consider the nature  
1 26 and seriousness of the founded abuse or crime in  
1 27 relation to the position sought, the time elapsed  
1 28 since the crime was committed, the degree of  
1 29 rehabilitation which has taken place since the  
1 30 incidence of founded abuse or the commission of the  
1 31 crime, the likelihood that the person will commit the  
1 32 same abuse or crime again, and the number of founded  
1 33 abuses committed by or criminal convictions of the  
1 34 person involved. In addition, the board may revoke  
1 35 the license of a person upon the board's finding by a  
1 36 preponderance of the evidence that the person failed  
1 37 to report an arrest as provided in section 280.29.>  
1 38 #3. Page 16, by inserting after line 31 the  
1 39 following:  
1 40 <Sec. \_\_\_\_\_. NEW SECTION. 280.29 REPORTING ==  
1 41 ARREST.  
1 42 1. A school employee who has been arrested for a  
1 43 criminal offense shall report the arrest to the board  
1 44 of educational examiners within seven days of the  
1 45 arrest. A school employee who is not licensed or  
1 46 certified by the board of educational examiners, or  
1 47 who does not have a statement of professional  
1 48 recognition issued by the board of educational  
1 49 examiners, shall report the arrest to the principal of  
1 50 the school within seven days of the arrest.  
2 1 2. When an arrest is reported pursuant to  
2 2 subsection 1, the board of educational examiners or  
2 3 the principal of the school who received the report  
2 4 shall notify the department of education and the  
2 5 department shall proceed as provided in section  
2 6 256.11, subsection 10, paragraph b, subparagraph (1),  
2 7 subparagraph subdivision (f).  
2 8 3. The school employee may be subject to  
2 9 disciplinary action pursuant to section 272.2,  
2 10 subsection 14, paragraph "a".>  
2 11 #4. By renumbering as necessary.  
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2 14  
2 15 TYMESON of Madison  
2 16 HF 2239.302 82  
2 17 kh/nh/9860